

By: Callegari

H.B. No. 3248

A BILL TO BE ENTITLED

AN ACT

relating to the use of jail commissary proceeds in certain counties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. (a) This section takes effect only if the Act of the 83rd Legislature, Regular Session, 2013, relating to nonsubstantive additions to and corrections in enacted codes becomes law.

(b) Section 351.0415, Local Government Code, is amended by adding Subsection (h) to read as follows:

(h) In a county with a population of 3.3 million or more, the use of commissary proceeds by the sheriff is subject, as applicable, to the competitive purchasing procedures contained in Subchapter C, Chapter 262, and the construction manager-at-risk method of contracting provided by Subchapter F, Chapter 2269, Government Code. For the purpose of complying with Subchapter C, Chapter 262, a reference in that subchapter to "commissioners court" means the sheriff.

SECTION 2. (a) This section takes effect only if the Act of the 83rd Legislature, Regular Session, 2013, relating to nonsubstantive additions to and corrections in enacted codes does not become law.

(b) Section 351.0415, Local Government Code, is amended by adding Subsection (h) to read as follows:

1        (h) In a county with a population of 3.3 million or more, the  
2 use of commissary proceeds by the sheriff is subject, as  
3 applicable, to the competitive purchasing procedures contained in  
4 Subchapter C, Chapter 262, and the construction manager-at-risk  
5 method of contracting provided by Subchapter F, Chapter 2267,  
6 Government Code, as added by Chapter 1129 (H.B. 628), Acts of the  
7 82nd Legislature, Regular Session, 2011. For the purpose of  
8 complying with Subchapter C, Chapter 262, a reference in that  
9 subchapter to "commissioners court" means the sheriff.

10        SECTION 3. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2013.